

The Honorable Thomas J. Zilly

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

ST. PAUL FIRE AND MARINE
INSURANCE COMPANY, a Minnesota
corporation; and ST. PAUL GUARDIAN
INSURANCE COMPANY, a Minnesota
corporation,

Plaintiffs,

v.

HEBERT CONSTRUCTION, INC., a
corporation; MEADOW VALLEY, LLC, a
Washington limited liability company;
ROGER and SHELLY HEBERT,
individually and the marital community
thereof; HENRY and KAREN HEBERT,
individually and the marital community
thereof; ANDRZEJ and ROMA LAWSKI,
individually and marital community thereof;
JAMES and ANNE KOSSERT, individually
and the marital community thereof; and
ADMIRAL INSURANCE COMPANY, a
Delaware corporation,

Defendants.

No. C05-0388TJZ

HEBERT DEFENDANTS'
DISCLOSURE OF EXPERT
WITNESSES

HEBERT DEFENDANTS' DISCLOSURE OF EXPERT
WITNESSES - C05-0388TJZ - 1

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STAFFORD FREY COOPER

PROFESSIONAL CORPORATION

601 Union Street, Suite 3100

Seattle WA 98101.1374

TEL 206.623.9900 FAX 206.624.6885

1 ADMIRAL INSURANCE COMPANY, a
2 Delaware corporation,

3 Third Party Plaintiff,

4 v.

5 SAFECO INSURANCE COMPANY, a
6 Washington corporation, AMERICAN
7 ECONOMY INSURANCE COMPANY, a
8 Indiana corporation, and JOHN DOE
INSURANCE COMPANIES 1-50,

Third Party Defendants.

9 Defendants Hebert Construction, Inc., Meadow Valley, LLC, Roger and Shelly
10 Hebert, Henry and Karen Hebert, Andrzej and Roma Lawski, and James and Anne
11 Kossert (collectively the "Hebert Defendants") make the following disclosures regarding
12 expert witnesses pursuant to Fed.R.Civ.Pro. 26(a)(2) and the court's case management
13 order(s). Reports and other materials referred to herein or required to be produced are
14 being served on all parties but are not being filed with the court.

15 1. J. Kay Thorne, CPCU
16 Thorne Risk Management Consulting, Inc.
17 5818 Central Drive
Mukilteo, WA 98275
(206) 953-4498

18 Mr. Thorne's expert opinions relate to the allegations of bad faith the Hebert defendants
have asserted against Admiral Insurance Company, as more fully set forth in his report.

19 2. Richard Kilpatrick
20 Attorney at Law
21 9 Lake Bellevue, Suite 210
Bellevue, WA 98005
(425) 453-8161

22 Mr. Kilpatrick's expert opinions relate to the allegations of bad faith the Hebert
23 defendants have asserted against St. Paul Fire & Marine and St. Paul Guardian
Insurance Companies, as more fully set forth in his report.

1 3. Arthur B. Schroeder, P.E., S.E.
 2 Vice-President, Pacific Engineering Technologies
 3 1300 Dexter Avenue North, Suite 100
 4 Seattle, WA 98109
 5 (206) 281-7500

6 Mr. Schroeder's expert opinions relate to the extent of repairs required to correct
 7 construction defects identified at Meadow Valley Condominiums, including identification
 8 of which repairs are necessary to correct resultant damage to tangible physical
 9 property. In the underlying construction defect lawsuit, Mr. Schroeder conducted an
 10 investigation involving several site visits and testing of building components. He issued
 11 several reports summarizing his investigative findings. He developed or participated in
 12 one or more sets of specifications describing the scope of repairs he and other
 13 consultants identified as necessary for purposes of obtaining cost estimates or bids
 14 from repair contractors. His deposition was taken. In addition, Mr. Schroeder is in the
 15 process of completing a follow-up investigation to identify or confirm additional resultant
 16 property damage, and to update the specifications for a scope of repair accordingly. Mr.
 17 Schroeder is expected to issue a supplemental report summarizing the findings of his
 18 follow-up investigation.

19 4. Peter Saladino
 20 Vice-President, Charter Construction Company
 21 980 South Harney Street
 22 Seattle, WA 98108
 23 (206) 382-1900

Mr. Saladino's expert opinions relate to the cost of repairs Mr. Schroeder has identified
 or will identify as necessary to correct construction defects and/or resultant damage to
 tangible physical property identified at Meadow Valley Condominiums. In the underlying
 construction defect lawsuit, Mr. Saladino prepared one or more repair cost estimates
 based on specifications for scope of repair described in reports of Mr. Schroeder and
 other consultants. His deposition was taken. He provided a declaration in support of
 reasonableness of the settlement entered into between the Hebert Defendants and
 Meadow Valley Condominium Owners Association. In addition, Mr. Saladino is
 coordinating with Mr. Schroeder's follow-up investigation, and he is expected to issue
 an updated repair cost estimate based on current pricing and Mr. Schroeder's updated
 specifications for scope of required repairs.

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HEBERT DEFENDANTS' DISCLOSURE OF EXPERT
 WITNESSES - C05-0388TJZ - 3
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PROFESSIONAL CORPORATION

601 Union Street, Suite 3100

Seattle WA 98101.1374

TEL 206.623.9900 FAX 206.624.6885

1 DATED this 1st day of May, 2006.

2 STAFFORD FREY COOPER

3
4 By: /s/ via ECF

5 A. Richard Dykstra, WSBA #5114

6 Kenneth F. Hobbs, WSBA #15309

7 Stephanie L. Grassia, WSBA #34907

8 601 Union Street, Suite 3100, Seattle, WA 98101

9 Phone: 206-623-9900

10 Fax: 206-624-6885

11 E-mails: rdykstra@staffordfrey.com

12 khobbs@staffordfrey.com

13 sgrassia@staffordfrey.com

14 Attorneys for Hebert Defendants

CERTIFICATE OF SERVICE

I hereby certify that I electronically filed copy of this document entitled HEBERT DEFENDANTS' DISCLOSURE OF EXPERT WITNESSES with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following individuals:

Stephanie Andersen
Daniel L. Syhre
GORDON & POLSCER LLC
1000 Second Ave., STE 1500
Seattle, WA 98104
Phone: 206-223-4226
Fax: 206-223-5459
Email: usdc-wd-wa@gordon-polscer.com
Attorney for Plaintiff
St. Paul Fire and Marine Ins. Co.

Daniel F. Mullin
Tracy A. Duany
JACKSON & WALLACE
701 Fifth Avenue, Suite 2850
Seattle, WA 98104
Phone: 206-386-0214
Fax: 206-386-0216
Email: dfmullin@aol.com
Attorney for Defendant
Admiral Ins. Co.

William F. Knowles, WSBA #17212
COZEN O'CONNOR
1201 Third Avenue, Suite 5200
Seattle, WA 98101
Phone: 206-340-1000
Fax: 206-621-8783
WKnowles@Cozen.com
Attorney for Third Party Defendants
Safeco Insurance Company and
American Economy Insurance Company

And I further certify that I have caused to be served via legal messenger a copy of the above-listed document.

DATED this 1st day of May, 2006, at Seattle, Washington.

/s/ Kenneth F. Hobbs via ECF
Kenneth F. Hobbs, WSBA #15309
Stafford Frey Cooper
601 Union Street, Suite 601
Seattle, Washington 98101
Phone: 206.663.9900
Fax: 206.624.6885
Email: khobbs@staffordfrey.com